

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES for the use of
D.D.S. INDUSTRIES, INC.,

Plaintiff,

v.

C.A. No. 1:16-CV-12009

NAUSET CONSTRUCTION CORPORATION,
TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA, and BENHAM
DESIGN, LLC,

Defendants.

STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff, United States for the use of D.D.S. Industries, Inc., Defendant, Nauset Construction Corp., Defendant Travelers Casualty and Surety Company of America, and Defendant Benham Design, LLC stipulate to the dismissal of this action without prejudice. All rights of appeal with respect to this action and this stipulation are waived.

Respectfully submitted,

Plaintiff
D.D.S. INDUSTRIES, INC.,
By its attorneys:

/s/ Christopher D. Strang (EMK with permission)

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Defendants,
NAUSET CONSTRUCTION CORPORATION,
and
TRAVELERS CASUALTY AND INSURANCE
COMPANY OF AMERICA,
By their attorneys:

/s/ *Elise M. Kuehn*

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By its attorneys:

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Dated: June 29, 2020

CERTIFICATE OF SERVICE

I hereby certify that the above document, Pursuant to Local Rule 16.1, has been filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent by first class mail, postage prepaid, to those indicated as non-registered NEF participants on this 29th day of June, 2020.

/s/ *Elise M. Kuehn*

Elise M. Kuehn